EXHIBIT BB

Use of Force Reports and Incident Reports

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Incident Report Additional Name List

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Evansville Police Department Additional Nar	ne List
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1) RP 1 Address	H: B:
Empl/Addr	Mobile #:

By 03/20/2013 09:54

Page 3

Evansville Police Department

Case# 08-15572

Status	1 =	None	2 = Burned 3 = 0	Counterfeit / Forged	4 = Damaged / Vandalized 5 = Recovered 6 =	Seized 7=Stolen 8=Unknown
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Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 08-15572

Evansville Police Department

Page 3

NARRATIVE

Officers were dispatched to this location in reference to a fight. While the crowd was dispersing a group of approximately 10-15 black males standing in front of the apartments across from the basketball court began shooting fireworks at officers. The group refused to stop shooting fireworks and leave the area after several verbal commands from officers. One of the bottle rockets landed approximately 5-10 from us and the pepperball launchers were used to disperse the crowd. No arrests were made in the incident because the subjects fled on foot before officers could apprehend them.

NOT SUPERVISOR APPROVED

Evansville Police Department

OCA: 0815572

Printed: 03/20/2013 09:54

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: SUSPENDED Case Mng Status: SUSPENDED Occured: 07/16/2008

Offense: INCIDENT RPT MISC

Investigator; Date / Time: 07/17/2008 05:35:06, Thursday

Supervisor: (0) Supervisor Review Date / Time: NOT REVIEWED

Contact: Reference: Standard Supplement

SUPPLEMENT Officer's Name: Date:07/16/08

Crime:<>

Date of occurrence:07/16/08

Place: Suburst apts

Victim:

While trying to disperse the crowd for The Dust Bowl at Anthony Oats Park, we had approximately 10-15 subjects near an aparment in front of the park, throwing fireworks towards us. We yelled several times at the crowd to disperse, but they refused and continued to light fireworks and throw them our way. I used my pepper ball launcher to fire between 10 to 15 pepperballs to disperse the crowd.

No arrests were made because all subjects fled the area once the balls were being disbursed.

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Evansville Police Department

Page 2

Case# 09-07012

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Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 09-07012

Evansville Police Department

Page 2

Officers were dispatched to a fight in reference to over one hundred juveniles fighting at the C.K. Newsome center. Officer arrived and tried to get the crowd to disperse. The crowd continued to fight and yell. Officers had to arrest three juveniles before getting the crowd to disperse.

	REPORTING OFFICER NARRATIVE	OCA 09-07012
Evansville Police Department Victim Society	Offense DISORDERLY CONDUCT [BM]	Date / Time Reported Sun 04/12/2009 00:30
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Officers were dispatched to a fight in reference to over one hundred juveniles fighting at the C.K. Newsome center. Officer arrived and tried to get the crowd to disperse. The crowd continued to fight and yell. Officers had to arrest three juveniles before getting the crowd to disperse.

Reporting Officer: 03/20/2013 09:59 Printed By:

Incident Report Suspect List

Evansville Police Department

OCA: 09-07012

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NOT SUPERVISOR APPROVED

Printed: 03/20/2013 09:59

OCA: 0907012 Evansville Police Department THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 04/11/2009 Case Mng Status: CLEARED ARREST-JUV Case Status: CLEARED BY ARREST Offense: DISORDERLY CONDUCT [BM] Date / Time: 04/12/2009 01:28:12, Sunday Investigator: Supervisor Review Date / Time: NOT REVIEWED Supervisor: (0) Reference: Affidavit Juvenile Contact: AFFIDAVIT OF PROBABLE CAUSE CASE NUMBER:09-07011 , believe that on or about the 11th day of April , 2009 at 2300 hundred hours at $100~\mathrm{E}$ and Walnut (CK Newsome), in the City of Evansville, County of Vanderburgh, State of Indiana, the defendant, did commit the crime(s) of: a juvenile DOB IC CODE: 35-45-1-3 10 CT I Disorderly Conduct IC CODE: 35-44-3-3 10 CT II Resisting law enforcement The undersigned, being a law enforcement officer with the Evansville Police Department, and being duly sworn upon his/her oath, states that the below information constitutes probable cause for the above crimes, incorporated herein is also any attached sheets which are made a part of this sworn affidavit: were arriving at this Officers were dispatched to this location in reference to a large fight. Officer and I (location as the run was being dispatched. There were over 100 subjects congregated in the grass area directly to the south of the entrance. Several subjects had their shirts off, and were physically fighting. As Officer and I exited our vehicles, the crowd began to disperse. Most of the crowd went inside the building but there were several small groups that had formed near the entrance. who was attempting to get away from several At the center of one of these groups, I observed was not wearing his shirt, and appeared extremely agitated as he individuals that were holding him back, to stop shouting and to either go inside or go home. shouted "fuck them, get off me". I told to direct his aggression toward me as he attempted to charge me. I again ordered the group several times to disperse and to let go of After numerous verbal commands failed, I deployed pepper spray on the crowd. The pepper spray was effective and the crowd began to disperse. The majority of the group began to funnel inside, with the He began to push people who were trying to usher him inside, at this point I determined that was under arrest for disorderly conduct. by his right arm and attempted to take him into custody, as I did he began to pull away and shouted to the ground and he began to struggle. Officer assisted and I grabbed "fuck you". I attempted to take received a cut to the top of his head and was forced to the ground and taken into custody. During the takedown transported to Deaconess Hospital for treatment. , began to charge us. Officer While we were taking the into custody, his brother began to push away from Officer running toward us and attempted to take him into custody. and he was taken into custody. He was also transported to Deaconess Hospital due to being exposed to pepper spray when the crowd was sprayed.

NOT SUPERVISOR APPROVED

Printed: 03/20/2013 09:59

OCA: 0907012

Evansville Police Department

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 04/11/2009 Case Mng Status: CLEARED ARREST-JUV Case Status: CLEARED BY ARREST Offense: DISORDERLY CONDUCT [BM] walked outside and began to shout at officers in Shortly after both subjects were taken into custody, protest over his friends being arrested. He was walking toward Officer while several of his friends were told him several times to stop shouting and attempting to hold him back. Officer by his right arm as tried to swing at Officer then grabbed comply. Officer to the ground where he continued to struggle. then took hand. Officer and Officer refused to put his hands behind his back after being issued numerous verbal commands to do so. When the Officers that if he did not put his hands behind his to comply I walked over to assist. I told could not get back that he would be tased. When he still refused to comply I deployed my ECD (Serial X00-429361) with a drive stun to the middle of his back. This did not appear to be effective, and I attempted a second drive stun to the middle of his back. The second drive stun was also not effective. I again asked the officers who were attempting to handcuff him if he was still fighting and they said yes. I deployed my ECD with the cartridge (H07-863064) attached to the middle of his back, then to his calf area. This was effective and was taken into custody. He was also transported to Deaconess Hospital for minor scrapes to his face from the takedown and the ECD deployment. The mothers of all three subjects arrived at the scene, they were advised of the circumstances and that the defendants would be placed in YCC. They were all then transported to YCC after being treated at Deaconess Hospital. Your affiant believes that any person who supplied the above information to your affiant speaks from personal knowledge and observation and are reliable and credible inasmuch as they volunteered information to your affiant in the course of your affiant's investigation as a law enforcement officer. Your affiant believes there is a factual basis for the above information as your affiant's personal observation corroborated said information. I affirm under the penalties of perjury that the foregoing representations are true to the best of my knowledge. ______Date: 04/11/2009 Affiant: Officer Michael Date: 04/11/2009 Affiant: Officer Guardian Information Parent/Guardian/Custodian Guardian's Name: Telephone Number: COURT DETERMINATION OF PROBABLE CAUSE CASE NUMBER: 09-07011 The Court having examined the above Affidavit of Probable Cause hereby finds that there is not Probable Cause to order the defendant bound over and the defendant is to be released forthwith, and any bond posted by the defendant herein to be released.

Judge: __

NOT SUPERVISOR APPROVED

Printed: 03/20/2013 09:59

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Evansville F	Police Department THE INFORMATION BELOV	VIS CONFIDENTIAL -FC	R USE BY AUTHORIZED PERSON	NEL ONLY	
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Incident Report Additional Name List

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Evansville Police Department Additional Name	Page 2
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09-11840

Case#

Page 3

Evansville Police Department

4=Damaged/Vandalized 5=Recovered 6=Seized 7=Stolen 8=Unknown 1 = None 2 = Burned 3 = Counterfeit / Forged Status Codes Up to 3 types of activity Suspected Type Quantity Type Measure Statu IBR D U G Assisting Officers

Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 09-11840

Evansville Police Department

Page 3

NARRATIVE

Officers were on scene in reference to a large crowd gathering on the lot of the BP at Walnut and Kentucky. A large portion of the group came from Hammerheads, where officers advised they had several arguments and fights. There were approximately 75 people on the lot while a large tanker truck was filling the underground tanks with fuel. I observed several individuals near the south east corner of the building begin to fight. This was approximately 5 to 10 feet from where the tanker truck was filling.

At the time of the fight there were only a few officers on scene to disperse the fight. I deployed approximately 20 pepperballs into the crowd. The pepperballs were effective in stopping the fight and dispersing the crowd. No arrests were made due to the size of the crowd and the number of officers on scene.

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Page 2

Evansville Police Department

Case# 09-13174

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Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 09-13174

Evansville Police Department

Page 2

NARRATIVE

While exiting the Lloyd Expressway onto Green River, I observed a large crowd forming on the lot of Icon. As I entered the lot I could see that the majority of the individuals were focused on the west side of the lot. When I got over to that area there was a large group that was fighting but began to disperse as I approached. There were several people who had blood on them and their clothes were stretched or torn from fighting. I gave numerous verbal commands for the crowd to leave the lot. Some of the individuals began to shout and challenge each other to fight once again. When the groups refused to leave after numerous verbal commands I deployed approximately 5 rounds from the pepperball launcher to disperse the crowd. There were over 100 people on the lot at the time of this incident and myself were the only officers on scene. The launcher was effective at dispersing the crowd and there were no arrests made due to the size of the crowd.

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Page 2

Evansville Police Department

Case# 09-15935

Status Codes	1=	None	2 = Burned 3 = C	Counterfeit / Forged	4 = Damaged / Vandalized 5 = Recovered 6 = S	eized 7 = Stolen 8 = Unknown
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INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 09-15935

Evansville Police Department

Page 2

Nair. (cont.) Corr. of 1992
I responded to 321 N Congress Ave (Karanchos) to assist Officer who they had taken into custody (09-15934). A large crowd had formed around where these officers where struggling with the suspect. I gave several verbal commands for the crowd to disperse, and to get away from the officers. Several of the individuals were shouting at Officer and in protest that they were arresting one of their family members. When my verbal commands were not successful at moving the crowd away from the officers, I retrieved the pepper ball launcher. I fired three bursts of air only, while again warning the crowd to leave the area.
One individual, later identified as the defendant, began shouting at me, telling me that he did not have to leave. The defendant's actions began to incite others in the crowd, causing them to get more animated in their protests. There were approximately thirty people gathered outside, and officers were outnumbered by at least four to one. I told the defendant that if he did not leave the property immediately, that he would be arrested for trespass and I would fire at him. The defendant raised both of his arms, as he stood still in the parking lot. I deployed three pepper ball rounds at the defendant, he then ran north away from officers. This also caused the respective to disperse, away from officers. While continuing to clear the lot, I observed the defendant hiding behind a van. I ordered him to place his hands on top of his head, and walk to me. He followed my commands and he was taken into custody.
As I placed the defendant into custody, I could smell the strong odor of alcoholic beverages coming form his breath. His speech was also slurred, and he was unsteady on his feet. His actions interfered with Officer and while they attempted to take the other suspect into custody. The defendant sustained only a small amount of redness and swelling to his right shoulder, as a result of the impact from the penner hall rounds.

Incident Report Suspect List

Evansville Police Department

OCA: 09-15935

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Printed: 03/20/2013 10:02

OCA: 0915935 Evansville Police Department THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 08/02/2009 Case Mng Status: CLEARED BY ARREST-ADULT Case Status: CLEARED BY ARREST Offense: ALC-PUBLIC INTOX [BM] Date / Time: 08/02/2009 03:25:16, Sunday Investigator: Supervisor Review Date / Time: NOT REVIEWED Supervisor: (0) Reference: Affidavit Of Probable Cause Contact: AFFIDAVIT OF PROBABLE CAUSE CASE NUMBER: 09-15935 believe that on or about the 2nd day of August, 2009 at 0210 hundred hours at 321 N Congress (Karanchos), in the City of Evansville, County of Vanderburgh, State of Indiana, the defendant, did commit the crime(s) of: IC CODE: 7.1-5-1-3 CT I Public Intoxication IC CODE: 35-44-3-3 10 CT II Resisting law enforcement IC CODE: 35-43-2-2 10 CT III Trespass The undersigned, being a law enforcement officer with the Evansville Police Department, and being duly sworn upon his/her oath, states that the below information constitutes probable cause for the above crimes, incorporated herein is also any attached sheets which are made a part of this sworn affidavit: I responded to 321 N Congress Ave (Karanchos) to assist Officer who asked for additional units. When I arrived I could see Officer and Officer struggling with a suspect who they had taken into custody (09-15934). A large crowd had formed around where these officers where struggling with the suspect. I gave several verbal commands for the crowd to disperse, and to get away from the officers. Several of the individuals were shouting at Officer in protest that they were arresting one of their family members. When my verbal commands were not successful at moving the crowd away from the officers, I retrieved the pepper ball launcher. I fired three bursts of air only, while again warning the crowd to leave the area. began shouting at me, telling me that he did not One individual, later identified as the defendant, have to leave. The defendant's actions began to incite others in the crowd, causing them to get more animated in their protests. There were approximately thirty people gathered outside, and officers were outnumbered by at least four to one. I told the defendant that if he did not leave the property immediately, that he would be arrested for trespass and I would fire at him. The defendant raised both of his arms, as he stood still in the parking lot. I deployed three pepper ball rounds at the defendant, he then ran north away from officers. This also caused the rest of the crowd to disperse, away from officers. While continuing to clear the lot, I observed the defendant hiding behind a van. I ordered him to place his hands on top of his head, and walk to me. He followed my commands and he was taken into custody. As I placed the defendant into custody, I could smell the strong odor of alcoholic beverages coming form his breath. His speech was also slurred, and he was unsteady on his feet. His actions interfered with Officer and they attempted to take the other suspect into custody. The defendant sustained only a small amount of redness and swelling to his right shoulder, as a result of the impact from the pepper ball rounds.

NOT SUPERVISOR APPROVED

Printed: 03/20/2013 10:02

OCA: 0915935 Evansville Police Department THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 08/02/2009 Case Mng Status: CLEARED BY ARREST-ADULT Case Status: CLEARED BY ARREST Offense: ALC-PUBLIC INTOX [BM] Your affiant believes that any person who supplied the above information to your affiant speaks from personal knowledge and observation and are reliable and credible inasmuch as they volunteered information to your affiant in the course of your affiant's investigation as a law enforcement officer. Your affiant believes there is a factual basis for the above information as your affiant's personal observation corroborated said information. I affirm under the penalties of perjury that the foregoing representations are true to the best of my knowledge. Date:08/20/2009 Affiant: Officer COURT DETERMINATION OF PROBABLE CAUSE CASE NUMBER:09-15935 The Court having examined the above Affidavit of Probable Cause hereby finds that there is not Probable Cause to order the defendant bound over and the defendant is to be released forthwith, and any bond posted by the defendant herein to be released. JUDGE: The Court having examined the above Affidavit of Probable Cause hereby finds that there is Probable Cause to establish that the defendant committed the offense(s)of{ this $\{$ _____ $\}$ day of $\{$ _______ $\}$ and the defendant is ordered held in the Vanderburgh County Jail until __} day of{___ o'clock {_}}M by which time the State of Indiana is to file formal charges herein, and the defendant's bond is set in the 20{__}, at{_____} o'clock {_}}M. JUDGE:{

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Printed By:

Incident Report Additional Offense List

Evansville Police Department

OCA: 09-19344

Offense List (Continued)

Page 2

Counter	Offense Description	Fel/Misd	Statute	Completed/Attempted
Counter		М	35-43-2-2 10 [AM]	7 Com
# 4	TRESPASS [AM]	11,1	20. 10 7 7 7 7	

R_CS 6NC

Printed By:

03/20/2013 09:58

03/20/2013 09:58

Page 3

Evansville Police Department

Case# 09-19344

Status Codes	1 ==	None	2 = Burned	3 = Counterfeit / Forged	4 = Damaged / Vandalized 5 = Recovered 6 =	Seized 7 = Stolen 8 = Unknown
Codes				T	Suspected Type	Up to 3 types of activity
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Suspect Hate / Bias Motivated:

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 09-19344

Evansville Police Department

Page 3

NARRATIVE

Officers were on scene in reference to a large crowd. While attempting to make an arrest, the crowd began to approach the arresting officer. Numerous pepper ball rounds were used to keep the crowd away from officers. The defendants were struck with rounds and then arrested. See affidavit for further.

	REPORTING OFFICER NARRATIVE	OCA
Evansville Police Department		09-19344
Victim	Offense	Date / Time Reported
Society	ALC-PUBLIC INTOX [BM]	Sun 09/13/2009 03:52

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Approximately 30 pepperball rounds were deployed to disperse the crowd, and keep them away from officers who were making an arrest.

Reporting Officer:
Printed By:

Page 4

Incident Report Suspect List

Evansville Police Department

OCA: 09-19344

1	Name (Last, First,)	Middle)				and the second s	Als	o Know	√n As			Home	≥ Address	
-	Business Address	UNEM	PLOYE	D ,NC	NE			44.47 - Aller						
	DOB.	Age	Race	Sex	Eth	Hgt	Wgt	. I	lair	Eye	Skin	1	er's License / State	,
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PHENOTO -	Reported Suspe	ect Dete	ail Su	spect A	ge		Race	Sex	Eth	Hei	ht	Weig	ght	SSN
ŀ	Weapon, Type	Featu		Mak	3		Model			Co		Caliber	Dir of Travel Mode of Trave	e]
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2	Name (Last, First, l	Middle)				- Arthur - A	Als	o Know	m As			Нопе	e Address	
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NOT SUPERVISOR APPROVED

OCA: 0919344 Evansville Police Department THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 09/13/2009 Case Mng Status: CLEARED BY ARREST-ADULT Case Status: CLEARED BY ARREST Offense: ALC-PUBLIC INTOX [BM] Date / Time: 09/13/2009 05:10:30, Sunday Investigator: Supervisor Review Date / Time: NOT REVIEWED Supervisor: (0) Reference: Affidavit Of Probable Cause Contact: AFFIDAVIT OF PROBABLE CAUSE CASE NUMBER: 09-19344 , believe that on or about the 13th day of September, 2009 at 0300 hundred hours at 15 S Green River Rd, in the City of Evansville, County of Vanderburgh, State of Indiana, the defendants, did commit the crime(s) of: IC CODE: 7.1-5-1-3 CT I Public Intoxication CT II Disorderly conduct IC CODE: 35-45-1-3 10 IC CODE: 35-44-3-3 10 CT III Resisting law enforcement IC CODE: 35-43-2-2 10 CT IV Trespass The undersigned, being a law enforcement officer with the Evansville Police Department, and being duly sworn upon his/her oath, states that the below information constitutes probable cause for the above crimes, incorporated herein is also any attached sheets which are made a part of this sworn affidavit: Officers were on scene at Icon nightclub in reference to a large crowd on the lot. While making several arrests on the lot, the crowd began to surround officers. We gave numerous commands for the people in the crowd to back away from officers. At one time there were more than 250 people on the lot after the club had closed. Officers were greatly outnumbered, and the crowd continued to linger after being told to leave. was effecting an arrest near the entrance to the building (09-19340), the crowd began to converge on us. The defendants (Copeland and Smith) began to walk toward us while shouting in protest. As they approached I gave numerous verbal commands to stop shouting, leave the property, and to stay away from officers. When they ignored my commands I deployed 8-10 pepper ball rounds to keep the defendants back. At this time numerous backup officers were arriving on scene and it became safe to take the defendants into custody. As we approached the defendants they were ordered to place their hands behind their back. I made contact with

While loading both defendants into the transport vehicle, I observed the odor of alcoholic beverages coming from the breath, bloodshot eyes and slurred speech. Both defendants had abusive attitudes as well. They were transported to the

his back after being told several times to do so. Smith was also forced onto the hood of a nearby vehicle to control his was then able to place Smith in handcuffs after a brief struggle.

gaining control of the Copeland's hands and he was taken into custody. While Officer and I struggled with

arms away several times and was forced onto the hood of a car to control his movement. Officer

movements.

made contact with While attempting to place handcuffs on

attempted to take Smith into custody as well. Smith initially would not place his hands behind

he pulled his

assisting in

Printed: 03/20/2013 09:58

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Printed: 03/20/2013 09:58 CASE SUPPLEMENTAL REPORT

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Evansville P	olice Department	TE CONFIDENTIAL FO	PR'USE BY AUTHORIZED PERSONNEL	ONLY	
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Offense:	ALC-PUBLIC INTOX [BM]				
	hout further incident.				
knowledge course of y	e and observation and are relia your affiant's investigation as	able and credible in	above information to your affia asmuch as they volunteered info officer. Your affiant believes to proborated said information. In the grepresentations are true to the	here is a fac	tual basis for the
Affiant:			Date:09/13/2009		·
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	v.				
	COURT DETERMINATION	N OF PROBABLE	CAUSE		
CASE	NUMBER:09-19344				
			e Cause hereby finds that there		
order the d	lefendant bound over and the se released.	defendant is to be i	eleased forthwith, and any bond	.,	
	JUDGE:				
that the de this{ the{	fendant committed the offens _} day of{} 20{ _} day of{}, 20{	e(s)01{	e Cause hereby finds that there	lerburgh Co	unty Jail until
JUDGE:{		}			
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03/20/2013 09:58

Evansville Police Department

Page 2

Case# 09-19345

IBR	Status	Quantity	Type Measure	Suspected Type	Up to 3 types of activity
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Assis	ting Offi	cers			

INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 09-19345

Evansville Police Department

Page 2

NARRATIVE

Officers were on scene in reference to a large crowd. While attempting to make an arrest, the crowd began to approach the arresting officer. Numerous pepper ball rounds were used to keep the crowd away from officers. The defendant was struck with rounds and then arrested. See affidavit for further.

	REPORTING OFFICER NARRATIVE	OCA
Evansville Police Department		09-19345
Victim Society	Offense ALC-PUBLIC INTOX [BM]	Date / Time Reported Sun 09/13/2009 03:52

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Approximately 30 pepperball rounds were deployed to disperse the crowd, and keep them away from officers who were making an arrest.

Reporting Officer:
Printed By

Page 3

Incident Report Suspect List

Evansville Police Department

OCA: 09-19345

Name (Last, First, Middle)					Also Known As						Home Address				
	Business Address	UNEM	PLOYI	ΞD											
	812-760-1002						Wgt Hair			Eye	Eve Skin		Driver's License / State.		
	DOB.	Age	Race	Sex	Eth	Hgt	~			-	MBR	,			
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	VehYr/Make/Mode	l el		Drs	Styl	8		Color		Lic/St				VIN	
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	VehYr/Make/Model Drs Style Notes				8		Color			hysical C	har		VIN		

NOT SUPERVISOR APPROVED

Evansville Police Department

OCA: 0919345

Printed: 03/20/2013 09:58

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 09/13/2009 Case Mng Status: CLEARED BY ARREST-ADULT Case Status: CLEARED BY ARREST Offense: ALC-PUBLIC INTOX [BM] Date / Time: 09/13/2009 06:18:32, Sunday Investigator: Supervisor Review Date / Time: NOT REVIEWED Supervisor: (0) Reference: Affidavit Of Probable Cause Contact:

AFFIDAVIT OF PROBABLE CAUSE

CASE NUMBER: 09-19345

believe that on or about the 13th day of September, 2009 at 0300 hundred hours at 15 S Green River Rd. (Icon), in the City of Evansville, County of Vanderburgh, State of Indiana, the defendant, did commit the crime(s) of:

CT I Public Intoxication

IC CODE: 7.1-5-1-3

CT II Disorderly conduct

IC CODE: 35-45-1-3 10

CT III Trespass

IC CODE: 35-43-2-2-10

The undersigned, being a law enforcement officer with the Evansville Police Department, and being duly sworn upon his/her oath, states that the below information constitutes probable cause for the above crimes, incorporated herein is also any attached sheets which are made a part of this sworn affidavit:

Officers were on scene at Icon nightclub in reference to a large crowd on the lot. While making several arrests on the lot, the crowd began to surround officers. We gave numerous commands for the people in the crowd to back away from officers. At one time there were more than 250 people on the lot after the club had closed. Officers were greatly outnumbered, and the crowd continued to linger after being told to leave.

The defendant approached officers several times, protesting the fact that we were making arrests. She shouted obscenities at officers and began to interfere with our actions. After ignoring numerous commands to leave the area and to stop shouting; I deployed several pepper ball rounds at the defendant to keep her away. Several minutes later after the other subjects were taken into custody; the defendant remained on scene continuing to shout in protest. At this time several backup officers were on scene and were able to take her into custody.

While taking the defendant into custody I observed the strong odor of alcoholic beverages coming from her breath, bloodshot eyes, and slurred speech.

Your affiant believes that any person who supplied the above information to your affiant speaks from personal knowledge and observation and are reliable and credible inasmuch as they volunteered information to your affiant in the course of your affiant's investigation as a law enforcement officer. Your affiant believes there is a factual basis for the above information as your affiant's personal observation corroborated said information.

I affirm under the penalties of perjury that the foregoing representations are true to the best of my knowledge.

Affiant:Officer		Date:09/13/2009	
The state of the s	44		 Page 5

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Printed: 03/20/2013 09:58

OCA: 0919345 Evansville Police Department THE INFORMATION BELOW IS CONFIDENTIAL—FOR USE BY AUTHORIZED PERSONNEL ONLY Occured: 09/13/2009 Case Mng Status: CLEARED BY ARREST-ADULT Case Status: CLEARED BY ARREST Offense: ALC-PUBLIC INTOX [BM] COURT DETERMINATION OF PROBABLE CAUSE **CASE NUMBER:09-19345** The Court having examined the above Affidavit of Probable Cause hereby finds that there is not Probable Cause to order the defendant bound over and the defendant is to be released forthwith, and any bond posted by the defendant herein to be released. JUDGE: The Court having examined the above Affidavit of Probable Cause hereby finds that there is Probable Cause to establish that the defendant committed the offense(s)of{ this{____} day of{_____} 20{__}, and the defendant is ordered held in the Vanderburgh County Jail until the{____} day of{_____}, 20{__}, at{____}} o'clock {_}M by which time the State of Indiana is to file formal charges herein, and the defendant's bond is set in the }, defendant is ordered to appear for the initial hearing on the {____}} day of {______}, amount of {\$___ $20\{ \}, at\{ \} o'clock \{ \} M.$ JUDGE:{



OFFICE OF

Evansville Police Department

Use of Force Report

INCIDENT INFORMATION

Date of this Report:

11/01/2009

Date of Incident:: 11/01/2009

Time of Incident: 02:50

Location of Incident: 15 S GREEN RIVER RD, EVANSVILLE, IN 47715

Case number: 0923122

Type of force (Effective Y/N)

a.) PEPPER BALL LAUNCHER

b.)

c.)

Other (explain):

At the time of the incident, the officer was in UNIFORM

Name and xray numbers of all officers present at the time the use of force was used:

Other witnesses:

OFFICER INFORMATION

Assignment: PAT/EAST/EPU/3R

Date of birth: 06/25/1978

Was the officer injured?

Ν

Type of injuries:

Type of activity:

Treated at:

		SUBJI	ECT INFORMATION		
Name:	-10 - 10 - 10 - 10 - 10 - 10 - 10 - 10		Address:		
Race:B	Sex: M	Date of birth:			
Social security #					
Work phone			Home phone:		
Did subject compla	ain of injury?	N	Were there visible	e signs of injury? `	Y
If yes, type of injur Type of treatment:		ASION ATMENT NECESS	ARY		
Injury location:	HEAD				
Treated by					
Time of treatment Time of release:					
Substance the sul Photos attached?		der at the time of the o, explain: DESCRI	BED	KNOWN	
Was suspect arres	sted? Y	If yes, list charges	. If no, explain:DISOI	RDERLY, POSESS	ION OF MARIJUANA
		INCID	ENT DESCRIPTION		
not comply, Sgt. the pepperball laund After those involved crowd to leave also to shout at Officer Dixon then took a figure and the shouted "you mathe	deployer to breat in the fight. The defend office ghting stance of the figure of the	ed his pepper spray k up the fight. began to leave, Off thant, later identified by the fight with the shoot us with the comply with Office to comply with Office the first with the comply with Office the first with Offic	as refus to stop shouting and I proach Officer those pepperballs, fuc walking toward Office ter commands,	yed several rounds ng the rest of the ed to leave and be leave immediately. While he walked he kk the police!" I heal	gan e rd ets
to take into cu	ustody. We d	ave several	arge crowd, we deterr commands to get on t nd he was taken into c	ine ground, and lay	fe on his
After arriving at the located a cellophan pocket. This substate weight of 5 grams.	e wranner fil	assisted in led with a green lea ted positive for THC	removing s pro ify substance inside D using a 908 test kit a	operty. Officer \ Dixon`s left front and had a field	
There were small ab	orasions to th	he defendants head	I and chest due to the	impact of the	
[11/01/2009 07:35,		, EPD]			
			•	Date:	

SUPERVISOR'S RESPONSIBILITIES I have reviewed this use of force, and have determined that: It is not within the policy guidelines It is within the policy guidelines Training and proper tactics were not followed Training and proper tactics were followed Supervisor's Xray:: Supervisor's name: Supervisor's signature: PAT/2 Supervisor's assignment: Supervisors Review: were on scene at that Icon bar and observed a large unruly crowd. Myself and Sgt. ctions are reflected in his use of force report. Officer and myself observed the actions of the defendant and that of the officers. The Sgt. defendant did not comply with officers commands and took up a fighting stance in response to their orders to leave. While officers placed the defendant in custody Sgt. Vancleave and myself took up defensive positions to keep the crowd from closing in on these officers. Sgt. Vancleave and I did not interview the defendant because we witnessed this incident and there was not safe time to do so. We also could not interview him later due to a barricaded gunman run that came out a few minutes after this action. With what we witnessed and with the information that we have at this time, I feel the officers acted appropriately and within the guidelines of the department. I recommend no further action be taken at this time.[11/01/2009 07:09, EPD] I DO NOT CONCUR (EXPLANATION ATTACHED) I CONCUR X Staff Review: Supervisor's Xray Name:

Signature



OFFICE OF Evansville Police Department

Use of Force Report

提供有效。 产品的企业等是INCIDENT INFORMATION

Date of this Report:

12/25/2009

Date of Incident:: 12/25/2009

Time of Incident: 03:25

Location of Incident: 317 MAIN ST, EVANSVILLE, IN 47713

Case number: 0927147

Type of force (Effective Y/N)

a.) SOFT EMPTY HAND (Y)

b.) PEPPER BALL LAUNCHER

c.)

Other (explain):

At the time of the incident, the officer was in UNIFORM

Name and xray numbers of all officers present at the time the use of force was used:

Other witnesses:

OFFICER INFORMATION.

Officer:

Assignment: PAT/EAST/EPU/3R

Race: W

Cox: M

Date of birth: 06/25/1978

Xray

Was the officer injured?

N

Type of injuries:

Type of activity:

Treated at:

SUBJECT INFORM	IATION A PER LA CARRESTA DE CA
Name: Add	ress:
Race:B Sex: M Date of birth:	
Social security #	
Work phone: Home p	
Did subject complain of injury? Y Were the	ere visible signs of injury? Y
If yes, type of injuries: CUT \ LACERATION Type of treatment: CONFINEMENT MEDICAL STAFF	
1760 21 11	
yy	
Treated by Time of treatment: 12/25/2009 03:30:00	
Time of release:	
Substance the subject was under at the time of the incident was Photos attached? N If no, explain: INJURIES WERE DO	as: ALCOHOL CUMENTED IN THE AFFIDAVIT OF PROBABLE
Was suspect arrested? Y If yes, list charges. If no, expla	in:ALC-PUBLIC INTOX, DISORDERLY CONDUCT, RESIST LAW ENFORCEMENT, RIOTING- UNLAWFUL ASSEMBLY
INCIDENT DESCRI	PTION
times due to numerous fights breaking out in the parking lot. Where were all attempts to disperse the crowd by giving verbal commar successful, and the fights continued. There were more than one this occurred, and officers were outnumbered. Officers began to canisters and pepper ball launchers. As the large fight began to fights began to erupt throughout the lot. The offenders shouted a told numerous times to be quiet, and leave the property. A black Indiana ID card as was in a group that was fight officers request to stop fighting and to leave. Officers shot peper was fighting. Was struck by a peperball and started to was fighting. Was struck by a peperball and started to was there were enough officers around him to take into custo to stop and to get on the ground. Complied with this request and transported to the VCCC to be booked on the above charge of the Jail officers were placing with the holding centred him until other officers could assist him in gaining control of other officers gained compliance after applying pressure to the relocks. He was then restrained in a restraint chair before being be his left arm that broke open do to him resisting officers, causing Officers were contaminated by blood.	hundred people on the lot when disperse the crowd using disperse, several smaller at officers after they were male later indentified by ting. The crowed ignored balls into the group that alk away. Officer told saw that dy. Officer told sest and was taken into custody s. I. Officer removed one and stated "how bout I wall in the holding cell and officer and and bullar angle and wrist booked. The crowd using the lot of the control of the c
[12/25/2009 05:58 EEEE , EPD]	
Officer's signature	Date:

SUP.	RVISOR'S RESPONSIBILITIES	<u>。 </u>
I have reviewed this use of force, and have	determined that:	
X It is within the policy guidelin	es It is not within the	policy guidelines
X Training and proper tactics w	Tue below and mane	er tactics were not followed
Supervisor's name:	Sı	upervisor's Xray::
Supervisor's signature:	the state of the s	
Supervisor's assignment: PAT/3		
Supervisors Review:	•	
I was on scene for the entire event and Offi to disperse the crowd and regain order. I s from being struck by the pepper balls and s arm came loose. Jail medical staff bandag say about being involved in the fight outside	poke to the jall and he component the fight, several stight the injury and accepted him. He had the bar. Officers	tches on his nad nothing to nd used
pepper balls and SGT and and Offic believe that all force used was reasonable this incident.	er was used their canisters during	the event. I y regarding
[12/25/2009 06:34, EPD]		
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Staff Review: 1 CONCUR	O NOT CONCUR (EXPLANATION A	TTACHED)
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03/20/2013 10:04

Evansville Police Department

Case# 12-17899

Status Codes	1 =	None	2 = Burned 3 = 0	Counterfeit / Forged	4 = Damaged / Vandalized 5 = Recovered 6 = 5	Seized 7 = Stolen 8 = Unknown
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INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 12-17899

Evansville Police Department

Page 2

NARRATIVE

While working off duty at Hammerhead's, Officer requested assistance. When I arrived, I observed a large crowd that was preparing to fight. I and other officers began shouting commands for the crowd to leave the area. Eventually the majority of the crowd began to move to the back of the property near the alley. As the group approached Chestnut, some of the males removed their shirts and began to shove each other. When we approached, the group split apart and began to walk away.

Officers attempted to take one of the subjects into custody. At that time several males in the crowd began to surround us and protest the defendant being taken into custody. I deployed the pepper spray canister toward the group to keep them away. This was effective at keeping the crowd away from officers while the defendant was taken into custody. None of the subjects that were sprayed were arrested due to the size of the crowd, and the number of officers on scene. See case number 12-17898 for further.

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Page 2

Evansville Police Department

11-03563

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INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 11-03563

Evansville Police Department

Page 2

NARRATIVE

While in the area of Stoney's, officers were alerted to a fight near the north area of the parking lot. Upon our arrival we found numerous subjects physically fighting. There was a large crowd that had gathered to watch the fight. After numerous commands the crowd refused to disperse. There was one group of approximately 8 to 10 people who approached officers while we were attempting to take subjects into custody. These individuals were warned more than five times to back away and leave the area immediately. When they refused our commands, I deployed my pepper spray canister in the general direction of the crowd to gain compliance. The crowd began to leave, and we were not able to take anyone who was sprayed into custody due to the size of the crowd.

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Page 2

Evansville Police Department

Case# 10-04600

Status Codes] =	= None	2 = Burned 3 = 1	Counterfeit / Forged	4 = Damaged / Vandalized 5 = Recovered 6 = S	Seized 7 = Stolen 8 = Unknown
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INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 10-04600

Evansville Police Department

Page 2

NARRATIVE
Officers were on scene at this location in reference to a large crowd gathering in the parking lot. There were approximately twenty females standing in the parking shouting at each other, and preparing to fight. I told the group numerous times to stop shouting and leave the parking lot. The females in the group continued to shout threats at each other. At one point there were two individuals that walked toward each other preparing to fight. Others in the group began to physically restrain these individuals. I again told the group to leave immediately or they would be pepper sprayed. When it became apparent that a fight was immanent, I deployed my pepper spray canister on the group to disperse the crowd. The defendant, was part of the group that was sprayed.
After being sprayed the group got into their vehicles and began to leave the lot. Just before leaving the lot seems that the vehicle that she was riding in began to shout obscenities at officers, and once again refused to leave the lot. Officer and I ran toward to detain her. She immediately got back into the vehicle, and the driver began to drive away. The driver complied with our commands to stop, and was taken into custody. While speaking to coming from her breath, and her balance was poor was also part of a group that was disorderly at the Circle K at Hwy 41 and Washington Ave. She was told to leave that location numerous times as well. This occurred approximately thirty minutes before her

Incident Report Suspect List

OCA: 10-04600

Evansville Police Department

Notes

Home Address Name (Last, First, Middle) Also Known As 1 Business Address MOTEL 6, HOUSEKEEPER Hair Eye Skin Driver's License / State. Wgt Eth Hgt DOB, Age Race Sex BLKBRO503 185 Scars, Marks, Tattoos, or other distinguishing features TAT UPPR SHOULDER / "WOSP"; TAT LOW BACK / FLOWER Weight SSN Height Eth Sex Reported Suspect Detail Suspect Age Race Caliber Weapon, Type Feature Make Model Color Dir of Travel Mode of Travel VIN Lic/St Drs Style Color VehYr/Make/Model Physical Char

CASE SUPPLEMENTAL REPORT

Printed: 03/20/2013 10:03

NOT SUPERVISOR APPROVED

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Evansvillex	THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSON	NEL ONLY
Case Status:	CLEARED BY ARREST Case Mng Status: CLEARED BY ARREST	Occured: 03/07/2010
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Investigator:	Date / Time: 03/07/201	0 04:25:25, Sunday
Supervisor:	(0) Supervisor Review Date / Time: NOT REV	TEWED
Contact:	Reference: Affidavit (Of Probable Cause
AFFIDAV	IT OF PROBABLE CAUSE	
CASE	NUMBER: 10-04600	
I, City of Eve	believe that on or about the 7th day of March, 2010 at 0330 hundred hansville, County of Vanderburgh, State of Indiana, the defendant,	ours at 1007 S Kentucky, in the did commit the crime(s) of:
	orderly Conduct IC CODE: 35-45-1-3 10 IC CODE: 7.1-5-1-3	
his/her oath	dersigned, being a law enforcement officer with the Evansville Police Depart n, states that the below information constitutes probable cause for the above of eached sheets which are made a part of this sworn affidavit:	tment, and being duly sworn upon crimes, incorporated herein is
approximate numerous ti other. At on began to ph sprayed. Wi	ere on scene at this location in reference to a large crowd gathering in the partiely twenty females standing in the parking shouting at each other, and preparimes to stop shouting and leave the parking lot. The females in the group come point there were two individuals that walked toward each other preparing to sysically restrain these individuals. I again told the group to leave immediated then it became apparent that a fight was immanent, I deployed my pepper spread crowd. The defendant, was sprayed was part of the group that was sprayed.	ring to fight. I told the group atinued to shout threats at each to fight. Others in the group y or they would be pepper ay canister on the group to
exited the v the lot. Offi began to dri speaking to poor. to leave that	sprayed the group got into their vehicles and began to leave the lot. Just beforehicle that she was riding in. began to shout obscenities at officers, a feer Fair and I ran toward to detain her. She immediately got back in live away. The driver complied with our commands to stop, and Holman was I could smell the strong odor of alcoholic beverages coming from he was also part of a group that was disorderly at the Circle K at Hwy 41 and to the VCCC and booked on the listed charges.	to the vehicle, and the driver taken into custody. While er breath, and her balance was Washington Ave. She was told
knowledge a course of you above inform	fiant believes that any person who supplied the above information to your affiand observation and are reliable and credible inasmuch as they volunteered in our affiant's investigation as a law enforcement officer. Your affiant believes mation as your affiant's personal observation corroborated said information. under the penalties of perjury that the foregoing representations are true to the	aformation to your affiant in the sthere is a factual basis for the
Affiant: Off	Date:03/07/2010	

NOT SUPERVISOR APPROVED

Printed: 03/20/2013 10:03 CASE SUPPLEMENTAL REPORT

Evanovilla F	olice Department			OCA: 1004600
Evansville		S CONFIDENTIAL - FO	R USE BY AUTHORIZED PERSON	NNEL ONLY
	CLEARED BY ARREST ALC-PUBLIC INTOX [BM]	Case Mng Status:	CLEARED BY ARREST	Occured: 03/07/2010
to the second se	COURT DETERMINATION	OF PROBABLE	CAUSE	
CASE	NUMBER:10-04600			
The Court order the d herein to b	having examined the above A efendant bound over and the ce released.	ffidavit of Probable lefendant is to be re	e Cause hereby finds that the cleased forthwith, and any b	pere is not Probable Cause to bond posted by the defendant
	JUDGE:	• •		
that the def this{	fendant committed the offense day of {	(s)of{	ant is ordered held in the V	rere is Probable Cause to establish anderburgh County Jail until the defendant's bond is set in the edge
JUDGE:{_		}}		·

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Incident Report Additional Name List

Mobile #:

Evansville Police	Denorment	OCA: 08-	26792
Byansvire I died	Additional Name]	list .	Page 2
NameCode/#	Name (Last, First, Middle)	Victim of Crime# DOB	Age Race Sex
1) RP 1		H:	

Empl/Addr

Ву

03/20/2013 09:55

Evansville Police Department

Page 3

Case# 08-26792

Status Codes] =	None	2 = Burned 3 =	Counterfeit / Forged	4 = Damaged / Vandalized 5 = Recovered 6 = 5	Seized 7 = Stolen 8 = Unknown
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INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 08-26792

Evansville Police Department

Page 3

NARRATIVE

Off duty officers requested assistance with a large crowd at Woody's. When we arrived there were several hundred people still inside the bar that were not complying with numerous requests to leave. There were several individuals who began to shout obscenities at officers while refusing to leave the property. After refusal to reply with numerous requests to leave Officer and utilized the pepperball launchers to disperse the crowd. Due to the size of the crowd we were not able to arrest all of the offenders. One female was arrested for disorderly conduct.